

IN THE HIGH COURT OF JUDICATURE FOR
RAJASTHAN
AT JAIPUR BENCH JAIPUR.

O R D E R

Jagdish Vs. State and Ors.

S.B. CIVIL WRIT PETITION NO.3093/2006.

Date of Order:-

21/5/2007.

HON'BLE MR.JUSTICE MOHAMMAD RAFIQ

Mr.Satyapal Singh for the petitioner.

Mr.B.S. Chhaba, Dy.Govt.Advocate for State.

After hearing learned counsel for the parties, I find that the dispute inter-se between the petitioner and respondents No.5, 6 and 7 is in the nature of an injunction suit. However, by way of this petition, this has been given a shape of a writ of mandamus seeking a direction upon the District Collector Sikar that he should ensure that respondents No.5 to 7 did not make any hindrance in the peaceful possession of the petitioner. This controversy

being in the nature of a suit can be agitated before the civil court and in the present case the disputed property being in the nature of revenue land would be entertainable before the concerned court of revenue.

The writ petition is dismissed being not maintainable.

(MOHAMMAD RAFIQ), J.

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